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Attorney for Plaintiff, JAMES M. KINDER, an individual

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

JAMES M. KINDER,

Plaintiff,

v.

HARRAH'S ENTERTAINMENT, Inc.;
HARRAH'S OPERATING COMPANY,
Inc.; HARRAH'S MARKETING
SERVICES CORPORATION; HARRAH'S
LICENSE COMPANY, LLC; HARRAH'S
LAUGHLIN, Inc.; HBR REALTY
COMPANY, Inc. and DOES 1 through 100,
inclusive,

Defendants.

Case No. 07 CV 2132 DMS (AJB)
[Consolidated with 07CV2226 DMS (AJB)]

Judge: Hon. Dana M. Sabraw
Mag. Judge: Hon. Anthony J. Battaglia

**NOTICE OF MOTION AND MOTION
TO STRIKE EVIDENCE SUBMITTED
BY DEFENDANTS IN SUPPORT OF
THEIR REPLY RESPONSE TO
PLAINTIFF'S OPPOSITION TO
MOTION TO DISMISS**

Date: April 25, 2008
Time: 1:30 p.m.
Courtroom: 10

TO THE COURT, ALL PARTIES AND THEIR ATTORNEYS OF RECORD: PLEASE
TAKE NOTICE THAT Plaintiff objects to and hereby moves the Court to strike evidence
submitted by defendants in their reply response to Plaintiff's opposition to their motion to
dismiss.

Plaintiff's Motion is based on this Notice of Motion and Motion, the accompanying

Memorandum of Points and Authorities in Support Thereof, the pleadings and papers on file
herein and other such matters as may be presented to the Court at the time of the hearing.

DATED: April 22, 2008

By: /s/ Chad Austin
CHAD AUSTIN, Esq., Attorney for
Plaintiff, JAMES M. KINDER
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